



12 December 2008

**MEMORANDUM OF UNDERSTANDING
BETWEEN
ASSISTANT SECRETARY OF THE NAVY (INSTALLATIONS AND ENVIRONMENT)
AND
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

Subj: Memorandum of Understanding ICO Former Naval Air Station Moffett Field

The Department of the Navy (DON), through the Honorable BJ Penn, Assistant Secretary of the Navy (Installations and Environment), and the National Aeronautics and Space Administration (NASA), through Dr. S. Pete Worden, Director Ames Research Center, and Dr. James Wright, Deputy Assistant Administrator for Infrastructure, reached agreement on the ownership and responsibility for remedial actions regarding the former NAS Moffett Field property as discussed below. Details will be addressed on subsequent discussions with the goal of reaching final agreement on remediation issues by January 15, 2009.

DON acknowledges that the intent and effect of the original Memorandum of Understanding (MOU) executed by DON and NASA in 1992 was the transfer of the former NAS Moffett Field property to the NASA plant account at no cost to NASA. NASA is the current plant account holder for this federal property.

Notwithstanding the specific terms of the 1992 MOU, NASA and DON intend that in exchange for an amount of appropriated funds to be negotiated between the agencies, NASA will assume responsibility for ongoing and future remedial actions for all the property transferred under the 1992 MOU, with the exception of Hangar One and Crows Landing Naval Air Station. To facilitate NASA's assumption of this responsibility, DON intends to transfer unobligated funds appropriated in FY2009 for remediation at the former Moffett Field to NASA for ongoing and planned remedial actions and will seek FY 2010 and FY 2011 funds for the same purpose. Additionally, DON and NASA will work with the regulatory community to document the transfer of responsibilities.

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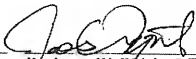
In order to ensure effective remediation and preservation of Hangar One and efficient use of DON FY09 funds, DON and NASA will strive to coordinate response activities under the Comprehensive Environmental Response, Compensation, and Liability Act and reuse activities for Hangar One. DON and NASA understand there are unresolved budgetary, engineering, regulatory, and community interest issues associated with this project but will make every effort to ensure that DON funds for Hangar One are obligated in FY09.



BJ Penn
Assistant Secretary of the Navy
(Installations and Environment)



Dr. S. Rete Worden
Center Director
Ames Research Center
National Aeronautics and
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Dr. James W. Wright, P.E.
Deputy Assistant
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